

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No.: 6981

Kenichi Yokouchi et al.

Date: January 10, 2007

Serial No.: 10/645,065

Group Art Unit: 1763

Filed: August 21, 2003

Examiner: Sylvia Macarthur

For: SUBSTRATE PROCESSING APPARATUS AND SUBSTRATE PROCESSING
METHOD

VIA EFS-WEB

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR WITHDRAWAL OF FINALITY

Sir:

The Examiner's courtesy in a telephone interview on January 10, 2007 is gratefully acknowledged.

Claims 61-64 were filed in the Amendment dated April 18, 2006, but have not been examined.

The PTO's error was pointed out on page 14 of the Response to Final Rejection dated November 14, 2006.

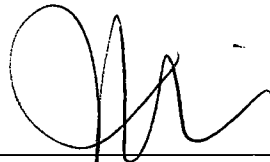
Claims 61-64 were listed without comment in the Advisory Action of December 8, 2006, and claim 61 was mentioned in the Interview Summary dated January 10, 2007.

However, no grounds for rejection of claims 61-64 have ever been presented in a non-final Office Action giving the applicants the statutory period for consideration and response.

The Patent Office is requested to withdraw the finality of the rejection and issue a non-final Office Action addressing claims 61-64.

THIS CORRESPONDENCE IS BEING
SUBMITTED ELECTRONICALLY
THROUGH THE PATENT AND
TRADEMARK OFFICE EFS FILING
SYSTEM ON January 10, 2007.

Respectfully submitted,



James A. Finder

Registration No.: 30,173

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

JAF:lf